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13 United States of America
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16 IN THE UNITED STATES DISTRICT COURT
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18 EASTERN DISTRICT OF CALIFORNIA

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20 UNITED STATES OF AMERICA, Plaintiff,
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22 v.
23 MUGEEB MOHAMEDHEZAM NASSER,
24 Defendant.
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28 CASE NO. 1:97-CR-05211-AWI-2
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30 MOTION TO DISMISS THE INDICTMENT

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32 The United States of America, appearing herein by and through the undersigned counsel,
33 Kathleen A. Servatius, Assistant United States Attorney, hereby moves this Court for permission to
34 dismiss without prejudice the indictment as to, Mugeeb Mohamedhezam Nasser in the above stated case.

35
36 Good cause exists to dismiss without prejudice the indictment in the interest of justice, and
37 pursuant to Fed. R. Crim. P. 48(a) for the following reasons: This action has remained pending without
38 activity for over ten years. Because of the long period of non-activity, this case is presumed to be no
39 longer viable. Additionally, the gravity of the offense does not justify continued efforts to prosecute. For
40 these reasons, the government moves for dismissal of the indictment against the defendant.

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Dated: September 23, 2015

Respectfully Submitted,

BENJAMIN B. WAGNER
United States Attorney

By: /s/ Kathleen A. Servatius
KATHLEEN A. SERVATIUS

ORDER

12 On the basis of good cause, to serve the interested of justice, pursuant to the government's and
13 Fed. R. Crim. P. 48(a), the indictment in Case Number 1:97-CR-05211 AWI against Mugeeb
14 Mohamedhezam Nasser shall be DISMISSED without prejudice. The clerk of the court is directed to
15 close this case.

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17 IT IS SO ORDERED.

18 Dated: September 28, 2015



SENIOR DISTRICT JUDGE